Secrt. II-27—48,004—31-10-27.

Law (General) (1928) Department.

Mis SERIES.

G.O. No. 3171

DATED 25-9-28

[Despatch Abstract.]

Legal Assistance - Petail of Albadi village - South Kanara District - Sanctioned.

C.S. 30--22,408--3-10-22.

Law (General) **DEPARTMENT.**

Legal 489 C.

L.G. 4080B 27/8

Received 26 AUG 1928 192 . *Registered* 192 .

Subject.

Criminal Justice - C.C. 87 of 1928 of the Coondapoor Sub-Magistrate's Court - legal assistance to Village Potail - payment of fees of Rs 35/- to Pleader - sanction requested.

****

ENCLOSURES.
No.
Spare copies

Ref. Cl No. 4269-28.

Station Mangalore, , *Dated the* 23rd August, 1928 .

From (Name) C. G. Herbert, Esquire, I.C.S.,

(Designation) Dt. Magistrate of South Kanara.

To The Secretary to the Government of Madras,

Law (General Department.

Sir, Madras.

I request that Government may be pleased to sanction the payment of Rs 35/- to [redacted] M.R.Ry. K. Narasimha Kamath, Vakil, Coondapoor, who defended the Potail of Albadi village, Coondapoor Taluk in the Criminal case instituted against him by one Nagamma Shedthi.

2. The offences with which the Potail was charged were house-breaking and theft in a building punishable under Sections 454 and 380 I.P.C. and were alleged to have been committed by him in the course of his duties, as Village Headman. The complainant is a female pattadar who failed to pay the Land Revenue kist for April 1928 and the Potail distrained

her moveables in consequence. The complainant bore the Potail a grudge for this and prosecuted him.

3. The Sub-Magistrate, Coondapoor who tried the case discharged the Potail on 30-6-28, awarding him a compensation of Rs 8/- under Section 250 C.P.C. as he found the case to be false and vexatious. The complainant has not appealed against the order under Section 250 C.P.C.

4. The Vakil was engaged by the Potail after obtaining my previous permission. The fees claimed is at the rate of Rs 10/- per full day the rate fixed by me and agreed to by the Vakil. I enclose his receipt for the amount.

Your obedient servant,

C.G. Kurtis

Dt. Magistrate.

Law (genl) Dept

C. No. 4080 B. From the D. ell, South Kanara. No. 4265-28 dy 23.8.28

Legal assistance – Potail of Albadi village – South Kanara district.

Secy

The remarks of the Revenue dept may be invited re.

28.8.28

Rev.

1-SEP 1928

28.8.28

Law (Gnl) no 4080 B-1 31.8.28

Rev Dept

To Asst Secy.

Please see the S. Kanara D.C.'s letter on the cf.

The proposal has come up to the Govt; with reference to para 4 of Part III of Appendix to G.O. 450 Law dy 1.3.21. The proposal

of the District Magistrate may be
supported in this department and the
file ~~reads~~ may be returned to the Law
Deptt for issue of orders. The Case has
ended in discharge on 30-6-28,
with an award of Compensation to
the Complt. under 250 Cr.P.C. The order
has not been appealed against.

[Under Rule 30 A of the Madras Govt: Revenue
Secretariat Rules, the orders should issue
in Law. Deptt]

The D.C. Magte's proposal is
supported in this department

Law & Edn Dept

Scan

The vakil was engaged by the
Patail of Albadi village with the
previous permission of the D.M. on a
fee of Rs 10 for a full day. The D.M.
now recommends the payment of a
fee of Rs 35 to the vakil. No
copy of the judgment has been forwarded
to Govt. It is therefore presumed that
the case was heard for 3½ days.

The Sub-Magistrate who tried the case.

discharged the accused awarding R 8 as compensation. Such in the circumstances this Dept may agree to the proposal as recommended by Rev. A draft order is submitted. Finance may see.

KTW
20-9-28

21-9-28

Fin

20-9-28

Finance K.R

The draft order maybe accepted and the Case returned to Law.

SR
21.9.28.

24-9-28.

Law

(8) Dept

Scey

For orders as the copies.

KTW
24.9.28

Issue
25-9-28

Secrt. II-5 (a)—3,002—20-7-28. (6)

Law (Gl) DEPARTMENT.

	Date.	Initials.
When received for Fair-copying		
When copied ..		
When examined ..		
When signed ..		
When despatched ..		

legal assistance

Postal of Albadi village ;
S. Kanara Dt. - Sanctioned.

READ AGAIN G.O. No. , dated 192 .

" " " " " 192 .

READ ALSO :—

C. No. 4080 D From the DM. S Kanara , No. 4265/28 dated 22-8 1928.

" " " " " 192 .

" " " " " 192 .

ORDER.

No. 3171, dated 25/9/1928.

The Government sanction the payment of a fee of Rs 35 (Thirty five only) to Mr K. Narasimha Kamath, Vakil, Coondapoor for deputing the Postal of the Albadi village in C.C. No. 87 of 1928 on the file of the Sub Magistrate's Court, Coondapoor.

2 The expenditure will be met from the allotment in the budget Estimate for 1928-29 under 24 b, Administration of Justice, Law Officers, Supplies and Services Rs.

provided the vakil was employed on this case for more than three days.

Miscellaneous - Daily fees

To Pleaders, ~~&~~ Certificate Examinees not in Govt Service.

~~Case, Receipt and Refund~~ Cases.

3 The compensation of Rs8 (Eight only) awarded by the Court should be credited to Govt when received.

KOW
20.9.28

20-9-28

To

The D.M. South Kanara
(with receipt no 3)970
CF returned)

.. A.G. with Finance M
970

.. Finance Dept M

20/9/28